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9 CHILDREN'S HEALTH DEFENSE

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 CHILDREN'S HEALTH DEFENSE,
14 Plaintiff,
15 v.
16 FACEBOOK, INC., et al.,
17 Defendants.
18

Case No. 3:20-cv-05787-SI

**ROGER TEICH DECLARATION IN
SUPPORT OF PLAINTIFF'S MOTION TO
SHORTEN TIME FOR HEARING ON
MOTION TO FILE FED. R. CIV. PRO.
15(d) SUPPLEMENT**

Civil L.R. 6-3; Fed. R. Civ. Pro. 15(d)

19
20 I, Roger Teich, declare as follows:

21 1. I am a member of the State Bar of California and the Bar of the United States District
22 Court for the Northern District of California. This declaration is made in support of Plaintiff Children
23 Health Defense's ("CHD") motion pursuant to Civil L.R. 6-3(a) for leave to file a Fed. R. Civ. Pro.
24 15(d) supplement to the Second Amended Complaint ("SAC") on shortened time and for an expedited
25 briefing schedule so the matter may be heard in conjunction with Defendants' pending motions to
26 dismiss. If called as a witness, I could and would testify competently to the facts herein, except as to
27 those matters stated on information and belief.

28 2. On Monday, March 8, 2020, at 11:37 am Pacific Time, I sent an email to Ms. Sonal N.

1 Mehta, lead counsel for Facebook, Inc. and Mark Zuckerberg, and to Carol Jean LoCicero, lead counsel
2 for Poynter Institute, and to all other named counsel of record for those Defendants, in the above-entitled
3 action, which stated:

4 Dear Counsel,

5 Today CHD will be filing with the Court a motion for leave to file a supplement to the Second
6 Amended Complaint (“SAC”) under Fed. R. Civ. Pro. 15(d), setting forth newly-occurred facts, and if
7 necessary, a motion to hear CHD’s Rule 15(d) request on shortened time with Defendants’ motions to
8 dismiss on March 23, 2021, at 11:00 am PT. The facts with which CHD seeks to supplement involve
9 recent adverse actions which Facebook has taken against CHD and/or Mr. Robert F. Kennedy, Jr., and
10 recent White House officials’ statements concerning government involvement with social media
11 companies in speech censorship on their platforms. CHD will request an expedited briefing schedule
12 pursuant to which Defendants’ Oppositions to the Rule 15(d) Motion, if any, will be due by March 17,
13 2021, and Plaintiff’s Replies, if any, will be due by March 19, 2021.

14 We intend to file these pleadings today, by stipulation or motion, to comply with the 14-day
15 requirement of Civil L.R. 6-1(b).

16 We ask that you let us know no later than 3:30 pm PT today whether you will or will not
17 stipulate to the requested time change and proposed expedited briefing schedule.

18 Sincerely,

19 Roger Teich

20 3. As of 4:00 pm PT March 8, 2021, I had not received any response to my email.

21 I declare under penalty of perjury under the laws of the United States that the foregoing is true
22 and correct to the best of my knowledge and that this declaration was executed in San Francisco,
23 California, on March 8, 2021.

24
25 

26 ROGER I. TEICH

27 Counsel for Plaintiff
28 Children’s Health Defense